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Attorneys for Petitioners
DREYER'S GRAND ICE CREAM, INC. and
EDY'S GRAND ICE CREAM

UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA
(OAKLAND DIVISION)

DREYER'S GRAND ICE CREAM, INC., a
Delaware corporation, and EDY'S GRAND ICE
CREAM, a California corporation,

Petitioners,

v.

ICE CREAM DISTRIBUTORS OF
EVANSVILLE, an Indiana limited liability
company,

Respondent.

Case No. C07-00140 CW

**STIPULATION AND ORDER RE:
PLAINTIFFS' MOTION TO COMPEL
ARBITRATION, DEFENDANT'S MOTION
TO DISMISS, AND CASE MANAGEMENT
CONFERENCE AS MODIFIED**

Judge: The Honorable Claudia Wilken

Petition Filed: January 9, 2007

The parties, Plaintiffs Dreyer's Grand Ice Cream, Inc. and Edy's Grand Ice Cream and Defendant Ice Cream Distributors of Evansville, LLC, through counsel, hereby stipulate and agree that the briefing schedule and hearing date on Plaintiffs' Motion to Compel Arbitration ("Plaintiffs' Motion"), filed on May 9, 2007, and Defendant's Motion to Dismiss Petition to Compel Arbitration ("Defendant's Motion"), filed on May 24, 2007, shall be modified as follows:

1. The hearings on Plaintiffs' Motion, scheduled for June 14, 2007, and Defendant's Motion, scheduled for June 28, 2007, shall be continued to July 26, 2007 at 2:00 p.m.

2. The briefing schedule for Plaintiffs' Motion and Defendant's Motion shall be as follows:

(a) Defendants' Motion shall be considered an Opposition to Plaintiffs' Motion.

(b) Plaintiffs shall file and serve a consolidated Opposition to Defendant's Motion and Reply Brief in support of Plaintiffs' Motion on June 21, 2007.

(c) Defendant shall file and serve a Reply Brief in support of Defendant's Motion on July 12, 2007.

3. The Case Management Conference scheduled for June 12, 2007 shall be continued to July 31, 2007 at 2:00 p.m.

DATED: June 1, 2007

Respectfully submitted,

TOWNSEND AND TOWNSEND AND CREW LLP

By: /s/ Iris Sockel Mitrakos

IRIS SOCKEL MITRAKOS

Attorneys for Plaintiffs

DREYER'S GRAND ICE CREAM, INC. and

EDY'S GRAND ICE CREAM

DATED: June 1, 2007

Respectfully submitted,

SIMMONDS & NARITA LLP

By: /s/ Michael R. Simmonds

Michael R. Simmonds, Esq.

Attorneys for Defendant

ID ICE CREAM DISTRIBUTORS OF EVANSVILLE,

1 DATED: June 1, 2007

Respectfully submitted,

2 RIECK AND CROTTY, PC

3 By: /s/ Kevin P. Brown

4 Kevin P. Brown, Esq.

5 Attorneys for Defendant

ID ICE CREAM DISTRIBUTORS OF EVANSVILLE,

6
7 **ORDER**

8 IT IS HEREBY ORDERED that:

9 1. The hearings on Plaintiffs' Motion, scheduled for June 14, 2007, and Defendant's
10 Motion, scheduled for June 28, 2007, shall be continued to July 26, 2007 at 2:00 p.m.

11 2. The briefing schedule for Plaintiffs' Motion and Defendant's Motion shall be as
12 follows:

13 (a) Defendants' Motion shall be considered an Opposition to Plaintiffs' Motion.

14 (b) Plaintiffs shall file and serve a consolidated Opposition to Defendant's Motion
15 and Reply Brief in support of Plaintiffs' Motion on June 21, 2007.

16 (c) Defendant shall file and serve a Reply Brief in support of Defendant's Motion
17 on July 12, 2007.

18 3. The Case Management Conference scheduled for June 12, 2007 shall be continued to
19 July 26, 2007 at 2:00 p.m.

20 DATED: 6/5/07, 2007



21
22 JUDGE OF THE UNITED STATES DISTRICT COURT